



Security Council

Distr.: General
30 December 2011

Original: English

Letter dated 30 December 2011 from the Chair of the Security Council Committee established pursuant to resolution 1518 (2003) addressed to the President of the Security Council

I have the honour to transmit herewith the report of the Security Council Committee established pursuant to resolution 1518 (2003) containing an account of the Committee's activities from 1 January to 31 December 2011 (see annex). The report is being submitted in accordance with the note by the President of the Security Council of 29 March 1995 (S/1995/234).

(Signed) U. Joy Ogbu
Chair
Security Council Committee established
pursuant to resolution 1518 (2003)



Annex

Annual report of the Security Council Committee established pursuant to resolution 1518 (2003)

1. The present report of the Security Council Committee established pursuant to resolution 1518 (2003) covers the period from 1 January to 31 December 2011.
2. The previous report of the Committee, submitted to the Security Council on 28 January 2011 (S/2011/40), covered the period from 1 January to 31 December 2010.
3. For 2011, the Committee's bureau consisted of U. Joy Ogwu (Nigeria) as Chair and the delegation of India as Vice-Chair (S/2011/2).
4. The Committee was established by Security Council resolution 1518 (2003) to continue to identify, in accordance with paragraphs 19 and 23 of resolution 1483 (2003), individuals and entities whose funds, other financial assets and economic resources should be frozen and transferred to the Development Fund for Iraq.
5. The Committee's list of individuals established pursuant to resolution 1483 (2003) currently contains 86 names; the Committee's list of entities established pursuant to the same resolution contains 208 names. These lists are available on the Committee's website: www.un.org/sc/committees/1518/index.shtml.

Activities of the Committee

6. Although the Committee did not hold any meetings in 2011, it continued to consider relevant issues brought to its attention. In particular, the Committee received a letter dated 27 February 2011 from the Focal Point for De-listing, regarding a request for the de-listing of two persons included in the Committee's list of individuals. The same two individuals had previously been included in a separate request, submitted by a Member State in 2007, to remove three names from the Committee's list of individuals. On 3 June 2011, the Committee agreed to remove from the list the names of the two individuals who had applied for de-listing through the Focal Point.
7. In a related development, the pending request for the de-listing of the third individual included in the request submitted by a Member State in 2007 was also resolved. The holds that had previously been placed by relevant Committee members were lifted, and the individual concerned was removed from the Committee's list of individuals on 6 December 2011. The Committee notes that the de-listing of these three individuals in 2011 has brought to a conclusion one of two separate matters that had been pending before the Committee since 2007. The Chair has facilitated consultations with relevant Committee members with a view to promptly resolving all matters still pending before the Committee.
8. The Committee received two communications dated 23 June 2011 from the Permanent Mission of Iraq to the United Nations proposing the addition of eight names to the list of individuals established pursuant to Security Council resolution 1483 (2003) and the amendment of the entries for two names already included in the same list. This request remains pending before the Committee.
9. The Committee received a letter dated 22 June 2011 from the Permanent Representative of Kuwait to the United Nations, informing the Committee about

Kuwait's decision to transfer frozen Iraqi assets deposited in Kuwaiti banks since 1990 to the Development Fund for Iraq, in accordance with paragraph 23 of resolution 1483 (2003).

10. The Committee received a letter dated 5 May 2011 from the Permanent Representative of Australia to the United Nations regarding the implementation of the arms embargo concerning Iraq. In its reply to the Permanent Representative of Australia to the United Nations, the Committee noted that its mandate did not authorize it to provide guidance on questions pertaining to the implementation of the arms embargo.

Observations

11. The Committee wishes to recall that the Security Council decided, in resolution 1518 (2003), that the mandate of the Committee would be kept under review and that the Council would consider authorizing the Committee to undertake the additional task of observing Member States' fulfilment of their obligations in connection with the arms embargo on Iraq as reaffirmed in paragraph 10 of resolution 1483 (2003). To date, the Committee has not been authorized to undertake any additional tasks in this regard.

12. Thus, the remaining prohibitions on the supply of arms to Iraq (which excludes arms and related materiel required by the Government of Iraq) are not currently accompanied by a Security Council mechanism, such as a Security Council committee or a monitoring mechanism, with a mandate to oversee the implementation of these particular measures. In this connection, the Committee would like to recall that the Council, in its resolution 1546 (2004), stressed the importance for all States to abide strictly by the remaining measures and called upon the Government of Iraq to ensure that appropriate implementation procedures are in place.